

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Victor Evgenievich Zhitomirskiy
Appl No.: 10/598,053
Filed: August 16, 2006
For: POSITION SENSOR

Confirmation No.: 9605
Group Art Unit: 2862
Examiner: Ledyne, Bot L.

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO OFFICE COMMUNICATION

This is in response to the Office Communication dated August 10, 2009, in which the Examiner has objected to the Response to Restriction Requirement previously submitted May 7, 2009. Applicant hereby provisionally elects with traverse to prosecute Species I, measurement path being linear. Claim 19 reads on the elected species, and Claims 1-11, 14-18, 22 and 25-31 are generic. Applicant expressly reserves the right to file divisional applications or take such other appropriate measures deemed necessary to protect the inventions in the remaining claims.

Should the Examiner have further questions or comments with respect to examination of this case, it is respectfully requested that the Examiner telephone the undersigned so that further examination of this application can be expedited.

It is not believed that extensions of time or fees for net addition of claims are required, beyond those, which may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore (including fees for net addition of claims) is hereby authorized to be charged to Deposit Account No. 16-0605.

Appl No.: 10/598,053
Response. dated 09/10/2009
Reply to Restriction Requirement of August 10, 2009

Respectfully submitted,

/Jason P. Cooper/

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ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON SEPTEMBER 10, 2009.